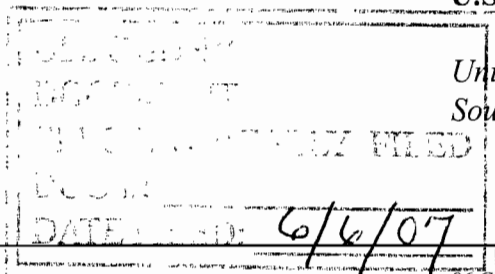


U.S. Department of Justice



United States Attorney
Southern District of New York

86 Chambers Street - 3rd Floor
New York, New York 10007

June 5, 2007

BY HAND

Honorable Shira A. Scheindlin
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007

JUN - 6 2007

Re: Susan J. Russo v. U.S.A., 07 Civ. 03096 (SAS) (DCF)

Dear Judge Scheindlin:

This Office represents the United States in the above-referenced personal injury action brought under the Federal Tort Claims Act. I write respectfully to request that defendant have until July 9, 2007, to answer or move with respect to the complaint. This is the first request for an extension of that deadline.

By way of background, this matter was recently transferred to this District from the Eastern District of New York. The Attorney General has no record of being served with the complaint within 120 days of the filing of the action, *i.e.*, by March 15, 2007, as required by Rule 4(m) of the Federal Rules of Civil Procedure. Today I received copies of postal receipts from plaintiff indicating that a copy of the complaint was sent to the Attorney General by certified mail on March 15, 2007. The extension is requested because of the press of business and so that defendant may have sufficient time to answer or move with respect to the complaint, now that it appears that the complaint was timely served. Plaintiff consents to the requested relief. Thank you for your consideration.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By:

John Pantoja
JOSEPH A. PANTOJA
Assistant United States Attorney
Tel: (212) 637-2785
Fax: (212) 637-2750

*Request Granted
Defendant's time to
move is extended to
July 9, 2007.
including
to ordered.*

*Just for use
6/6/07*

cc: By Facsimile & Federal Express
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